



**CITY COUNCIL
ATLANTA, GEORGIA**

An Ordinance

04-O-1368

By Councilmembers Jim Maddox, Mary Norwood, Ivory Lee Young, Clair Muller, Carla Smith, Anne Fauver, H. Lamar Willis, Debi Starnes Natalyn Archibong, Cleta Winslow, Howard Shook and Ceasar C. Mitchell
As Amended by Public Safety and Legal Administration Committee

An Ordinance to Impose a Six (6) Month Moratorium on the Acceptance of Private Property Vending Applications and The Issuance Of Private Property Vending Permits For new Vending Locations; And For Other Purposes.

Whereas, the City has the responsibility to regulate , and prohibit any act, practice, conduct, or use of property which is detrimental, or likely to be detrimental, to the health, sanitation, cleanliness, welfare, and safety of the inhabitants of the city and to provide for the enforcement of such standards; and

Whereas, the City has the power to make, ordain, and establish such bylaws, ordinances, rules, and regulations as shall appear necessary for the security, welfare, convenience, and interest of the city and the inhabitants thereof and for preserving the health, peace, order, and good government of the city; and

Whereas, pursuant to its police powers, the City of Atlanta is authorized to enact legislation to regulate certain types of businesses and industries which could potentially affect the public health, safety and welfare, including vending on private property; and

Whereas, there is a proliferation of private property vendors some of whose vending sites and structures are unsightly and unsafe; and

Whereas, this proliferation of private property vendors has also led to traffic congestion and the creation of dangerous traffic conditions; and

Whereas, the City ordinances regarding vending on private property should be reviewed, revised and updated in order to eliminate the problems associated with vending on private property; and

Whereas, it is anticipated that said review, revision and updating will take approximately six (6) months to complete; and

Whereas, no applications for new private property vending locations should be accepted, nor should any private property vending permits for new vending locations be issued during said six (6) month period.



**NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF
THE CITY OF ATLANTA, GEORGIA, as follows:**

Section 1: That a moratorium is hereby imposed for a period of six (6) months on the acceptance of private property vending applications and the issuance of private property vending permits for new vending locations, said (6) month period to begin on the date this ordinance becomes effective.

Section 2: That the moratorium imposed by this ordinance shall not apply to private property vending applications and permits sought by Flea market promoters, operators, owners, or vendors in the event of the enactment of pending Ordinance 04-O-0165.

Section 3: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

A true copy,

Rhonda Daughtry Johnson
Municipal Clerk, CMC

ADOPTED as amended by the Council
APPROVED by the Mayor

AUG 16, 2004
AUG 20, 2004

RCS# 5937
8/16/04
2:51 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PG(S) 1-14 EXCEPT:04-R-1339
04-R-1391
ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	NV Martin	Y Norwood
Y Young	Y Shook	Y Maddox	NV Willis
Y Winslow	Y Muller	Y Sheperd	NV Borders

CONSENT I

		8-16-4 Council Meeting
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSE ON CONSENT
1. 04-O-1375 2. 04-O-1206 3. 04-O-1209 4. 04-O-1354 5. 04-O-1357 6. 04-O-1366 7. 04-O-0437 8. 04-O-1350 9. 04-O-1351 10. 04-O-1368 11. 04-O-1247 12. 04-O-1221 13. 04-R-1372 14. 04-R-1273 15. 04-R-1388 16. 04-R-1402 17. 04-R-1403 18. 04-R-1404 19. 04-R-1304 20. 04-R-1392 21. 04-R-1393 22. 04-R-1394 23. 04-R-1395 24. 04-R-1396 25. 04-R-1397 26. 04-R-1398 27. 04-R-1355 28. 04-R-1356 29. 04-R-1373 30. 04-R-1308 31. 04-R-1309 32. 04-R-1310 33. 04-R-1311 34. 04-R-1349 35. 04-R-1367 36. 04-R-1370 37. 04-R-1312 38. 04-R-1313 39. 04-R-1315 40. 04-R-1316	41. 04-R-1317 42. 04-R-1400 43. 04-R-1320 44. 04-R-1321 45. 04-R-1322 46. 04-R-1323 47. 04-R-1324 48. 04-R-1325 49. 04-R-1326 50. 04-R-1327 51. 04-R-1328 52. 04-R-1329 53. 04-R-1330 54. 04-R-1331 55. 04-R-1332 56. 04-R-1333 57. 04-R-1334 58. 04-R-1335	59. 04-R-1336 60. 04-R-1337 61. 04-R-1338 62. 04-R-1340 63. 04-R-1341 64. 04-R-1342 65. 04-R-1343 66. 04-R-1344 67. 04-R-1345 68. 04-R-1346 69. 04-R-1347 70. 04-R-1348

04-0-1368

(Do Not Write Above This Line)

AN ORDINANCE BY
COUNCILMAN JIM MADDOX
AN ORDINANCE TO AMEND A SIX
(6) MONTH MORATORIUM ON THE
ACCEPTANCE OF PRIVATE
PROPERTY VENDING
APPLICATIONS AND THE ISSUANCE
OF PRIVATE PROPERTY VENDING
PERMITS FOR NEW VENDING
LOCATIONS, AND FOR OTHER
PURPOSES

ADOPTED BY

AUG 1 6 2004

COUNCIL

AS AMENDED

- ☐ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADOPT 2nd READ & REFER
- ☒ PERSONAL PAPER REFER

Date Referred 7/19/04
Referred To: Public Safety
Date Referred
Referred To:
Date Referred
Referred To:

First Reading

Committee
Date
Chair
Referred To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)
Other

Members

Jim Maddox
Don Starnes
Tommy McWhorter

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)
Other

Members

Refer To

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)
Other

Members

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)
Other

Members

Refer To

Refer To

FINAL COUNCIL ACTION
☒ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☒ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

AUG 1 6 2004

Jim Maddox
COUNCIL PRESIDENT

AUG 1 3 2004

Robert L. Davidson
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

AUG 2 5 2004

WITHOUT SIGNATURE
BY OPERATION OF LAW